IN THE SUPREME COURT OF THE STATE OF HAWAI'I

BENJAMIN KAMAUNU, Plaintiff-Appellee-Petitioner,

VS.

GARTH KAAEA, Defendant-Appellant-Respondent.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CIV. NO, 97-0685)

ORDER GRANTING APPLICATION FOR WRIT OF CERTIORARI (By: Levinson, J., for the court)

Upon consideration of application for a writ of certiorari filed April 19, 2002 by the plaintiff-appellee-petitioner Benjamin Kamaunu, the same is hereby granted.

DATED: Honolulu, Hawai'i, April 23, 2002.

FOR THE COURT:

STEVEN H. LEVINSON Associate Justice

Richard L. Rost, for the plaintiff-appellee-petitioner Benjamin Kamaunu, on the writ